

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Jeanette Petzold

Applicant : Jonathon R. Prendergast  
Application No. : 10/820,977  
Filed : April 7, 2004  
Title : SHROUD PLATE ATTACHMENT

Confirmation No. 9032

Grp./Div. : 3765  
Examiner : Rodney M. Lindsey

Docket No. : 52344/TJD/N210

**TRANSMITTAL FOR TERMINAL DISCLAIMER TO  
OBVIATE A DOUBLE PATENTING REJECTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
December 21, 2004

Commissioner:

Enclosed is a Terminal Disclaimer to Obviate a Double Patenting Rejection and the statutory fee of \$65.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any credit or charge to our Deposit Account. **A copy of this letter is enclosed.**

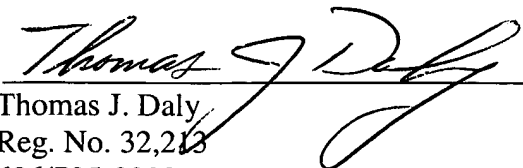
Respectfully submitted,  
CHRISTIE, PARKER & HALE, LLP

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By

  
Thomas J. Daly  
Reg. No. 32,213  
626/795-9900

TJD/jmp  
Enclosures: Terminal DisclaimerCheck;  
Copy of letter



PATENT

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**TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
December 21, 2004

Commissioner:

I hereby certify that I am the attorney of record in this application and am authorized to execute this disclaimer on behalf of the assignee; and I further certify that the evidentiary documents have been reviewed and that assignee, to the best of my knowledge and belief, has title to the above-identified application and patent.

NOROTOS, INC., a California corporation having a place of business at 201 East Alton Avenue, represents: (a) that it is the assignee of the entire interest in U.S. patent Application No.10/820,977, filed April 7, 2004, and entitled SHROUD PLATE ATTACHMENT, by virtue of the assignment submitted for recordation in the United States Patent and Trademark Office on July 27, 2004, a true and correct copy of which is attached hereto and (b) that it is the assignee of the entire interest in U.S. Patent No. 6,751,810, by virtue of the assignment recorded at reel 014317, frame 0757.

NOROTOS, INC. hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of U.S. Patent No. 6,751,810, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title thereto shall be the same as the

**Application No. 10/820,977**

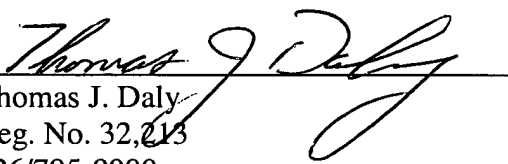
legal title to U.S. Patent No. 6,751,810, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Applicant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,751,810, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like, so made, are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and further that such willful false statements may jeopardize the validity of the application and any patent issuing thereon.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By   
Thomas J. Daly  
Reg. No. 32,213  
626/795-9900

TJD/cks

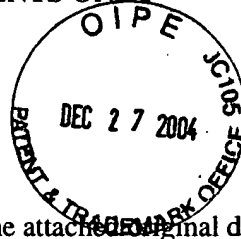
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Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof:

<b>1. Name of conveying party(ies):</b> <b>Jonathon R. Prendergast</b>  Additional name(s) of conveying party(ies) attached: No	<b>2. Name and address of receiving party(ies):</b> Name: <b>Norotos, Inc.</b>  Street Address: 201 East Alton Avenue, Santa Ana, California 92707-4416  Additional name(s) & address(es) attached? NO		
<b>3. Name of conveyance:</b>  <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other:  Execution Date: July 9, 2004			
<b>4. Application number(s) or patent number(s):</b>  If this document is being filed together with a new application, the execution date of the application is:  <table border="0"> <tr> <td style="width: 50%; vertical-align: top;"> <b>A. Patent Application No.(s)</b>            10/820,977         </td> <td style="width: 50%; vertical-align: top;"> <b>B. Patent No.(s)</b> </td> </tr> </table> Additional numbers attached? No		<b>A. Patent Application No.(s)</b> 10/820,977	<b>B. Patent No.(s)</b>
<b>A. Patent Application No.(s)</b> 10/820,977	<b>B. Patent No.(s)</b>		
<b>5. Please return the recorded document and address all correspondence to:</b>  <b>CHRISTIE, PARKER &amp; HALE, LLP</b> P.O. Box 7068 Pasadena, CA 91109-7068 Attention: Thomas J. Daly	<b>6. Total number of applications and patents involved</b> <span style="border: 1px solid black; padding: 0 5px;">1</span>  <b>7. <input checked="" type="checkbox"/> Total fee enclosed (37 CFR 3.41): \$ 40.00</b>  <b>8. <input checked="" type="checkbox"/> Any deficiency or overpayment of fees should be charged or credited to Deposit Account No. 03-1728, except for payment of issue fees required under 37 CFR § 1.18. Please show our docket number with any credit or charge to our Deposit Account.</b>		
<b>10. <input type="checkbox"/> Explanatory letter is enclosed.</b>			
<b>9. Statement and signature.</b> To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.  Date: July 27, 2004  I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: <u>7/27/04</u> (Date of Deposit)   By  Name: Thomas J. Daly 626/795-9900  Total number of pages including cover sheet, attachments, and document: <span style="border: 1px solid black; padding: 0 5px;">3</span>			

**ASSIGNMENT**

**WHEREAS, I, JONATHON R. PRENDERGAST**, residing at 280 Cagney Lane, Unit 315, Newport Beach, California 92663, have invented certain new and useful improvements disclosed in an application for United States Letters Patent entitled **SHROUD PLATE ATTACHMENT**, filed April 7, 2004, Application No. 10/820,977;

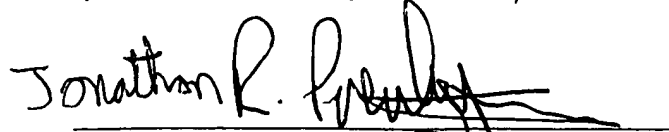
**AND WHEREAS NOROTOS, INC.**, a California Corporation, having a place of business at 201 East Alton Avenue, Santa Ana, California 92707-4416 (hereafter, together with any successors, legal representatives or assigns thereof, called "ASSIGNEE") wants to acquire the entire right, title and interest in and to said improvements and application.

**NOW, THEREFORE**, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned, transferred and set over, and do hereby sell, assign, transfer and set over to ASSIGNEE the entire right, title and interest in and to said improvements, and said application and all divisions and continuations thereof, and all United States Letters Patents which may be granted thereon and all reissues, reexaminations and extensions thereof, and all priority rights under all available International Agreements, Treaties and Conventions for the protection of intellectual property in its various forms in every participating country, and all applications for patents (including related rights such as utility-model registrations, inventor's certificates, and the like) heretofore or hereafter filed for said improvements in any foreign countries, and all patents (including all continuations, divisions, extensions, renewals, substitutes, and reissues thereof) granted for said improvements in any foreign countries; and I hereby authorize and request the United States Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said improvements to ASSIGNEE in accordance with the terms of this Assignment;

**AND I HEREBY** covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith;

**AND I HEREBY** further covenant and agree that I will communicate to ASSIGNEE any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, substitute and reissue applications, make all rightful oaths and generally do everything possible to aid ASSIGNEE to obtain and enforce proper patent protection for said improvements in all countries.

**IN TESTIMONY WHEREOF**, I hereunto set my hand this 9 day of JULY, 2004.

  
\_\_\_\_\_  
Jonathon R. Prendergast

ASSIGNMENT

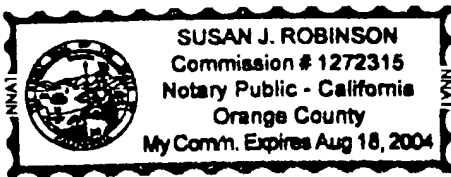
Docket No. 52344/TJD/N210

Sole

STATE OF California )  
COUNTY OF Orange )

On 7-9-2004, before me Susan J. Robinson,

Notary Public, personally appeared **Jonathon R. Prendergast** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



WITNESS my hand and official seal.

Susan J. Robinson  
Signature of Notary

TJD/jmp

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